

Message Text

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ORIGIN DLOS-09

INFO OCT-01 AF-10 ARA-10 EA-10 EUR-12 NEA-11 ISO-00
SIG-03 ACDA-12 AGRE-00 AID-05 CEA-01 CEQ-01 CG-00
CIAE-00 COME-00 DODE-00 DOTE-00 EB-08 EPA-01
SOE-02 DOE-15 FMC-01 TRSE-00 H-01 INR-10 INT-05
IO-13 JUSE-00 L-03 NSAE-00 NSC-05 NSF-01 OES-07
OMB-01 PA-01 PM-05 SP-02 SS-15 ICA-11 /192 R

DRAFTED BY D/LOS:GTAFT:LS/RKATZ
APPROVED BY S/AR:ELRICHARDSON
D/LOS:ABERLIND
INR/RGE:TMONROE
OES/OCA:JWZEROLIS
L/OES:MEHOINKES
EUR/SE:MDCOLLUMS

-----117544 171040Z /21

R 162321Z JUN 78
FM SECSTATE WASHDC
TO AMEMBASSY ANKARA
INFO AMEMBASSY ATHENS
AMEMBASSY CARACAS
AMEMBASSY COPENHAGEN
USMISSION GENEVA
AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
USMISSION USUN NEW YORK
USMISSION USNATO

C O N F I D E N T I A L STATE 154315

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS: SETTLEMENT OF DELIMITATION DISPUTES
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REF: ANKARA 4306

1. DELIMITATION OF MARITIME BOUNDARIES BETWEEN OPPOSITE
AND ADJACENT STATES AND THE RELATED QUESTION OF THE SETTLE-
MENT OF RELATED DISPUTES WERE IDENTIFIED AS HARD CORE
OUTSTANDING ISSUES AND MADE THE SUBJECT MATTER OF A

NEGOTIATING GROUP UNDER THE CHAIRMANSHIP OF JUDGE MANNER OF FINLAND. THIS WAS ONE OF SEVEN NEGOTIATING GROUPS ESTABLISHED TO DEAL WITH THOSE ISSUES OF MAJOR IMPORTANCE WHOSE RESOLUTION IS CRITICAL TO A SUCCESSFUL CONCLUSION OF AN LOS TREATY. THE DEBATE WITHIN THIS NEGOTIATING GROUP INDICATED THAT PROGRESS WAS MORE LIKELY IF CONSIDERATION OF DISPUTE SETTLEMENT WAS STRESSED RATHER THAN FOCUSING ON THE SUBSTANTIVE ARTICLES THEMSELVES WHERE THERE WAS CLEARLY NO CONSENSUS FOR CHANGING THE EXISTING TEXT. THE US HOPED THAT ALL NEGOTIATING GROUPS AT THE CONFERENCE WOULD MAKE PROGRESS AT THE MARCH-MAY SESSION. OUR INITIATIVE ON DISPUTE SETTLEMENT RELATING TO DELIMITATION WAS IN LINE WITH THIS GENERAL DESIRE.

2. FYI: IN FACT, THE US FAVORS THE SUBSTANTIVE ARTICLES ON DELIMITATION AS CONTAINED IN THE ICNT AND ALSO SUPPORTS

COMPULSORY DISPUTE SETTLEMENT. THE SOVIET UNION, WHICH OPPOSES DISPUTE SETTLEMENT FOR DELIMITATION DISPUTES, HAS PRIVATELY INDICATED TO US THAT THEY WOULD CONSIDER NEW COMPROMISES ON THAT SUBJECT IF THE US COULD COME UP WITH SOME. THE SOVIET UNION HAS INDICATED QUITE CLEARLY THAT IT WILL EITHER NOT SIGN AN LOS TREATY OR INSIST ON THE RIGHT TO RESERVE ON THE DISPUTE SETTLEMENT PROVISIONS IF THERE IS COMPULSORY ADJUDICATION OF BOUNDARIES. IT SHOULD ALSO BE NOTED THAT OTHER COUNTRIES SUCH AS ARGENTINA
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INDICATED PRIVATELY TO US THAT THEY WILL LOOK VERY CLOSELY AT THE RANGE OF ALTERNATIVES REGARDING DISPUTE SETTLEMENT. THUS, THE US ROLE IS ONE IN WHICH WE SEEK TO BRIDGE THE GAP WHICH SEPARATES VARIOUS COUNTRIES AT THE CONFERENCE ON A KEY ISSUE IN A WAY WHICH IS GEARED TO MAINTAIN THE SUBSTANTIVE ARTICLES WHICH WE AND TURKEY IN FACT FAVOR.
END FYI.

3. WITH RESPECT TO POINT MADE BY UMAR IN PARA 3 REFTTEL REGARDING THE LOCATION OF MANGANESE NODULE DEPOSITS, MOST LIKELY THE MAP WHICH UMAR WAS REFERRING TO WAS THAT WHICH WAS DONE BY THE LAMONT-DOHERTY OBSERVATORY AND WHICH WAS DISTRIBUTED AT THE SEVENTH SESSION. THIS MAP CONTAINS THE MOST UP-TO-DATE INFORMATION ON THE LOCATION OF MANGANESE NODULES AND IT SHOWS THAT THE MINEABLE DEPOSITS ARE MAINLY LOCATED IN THE SO-CALLED CLARION-CLIPPERTON ZONE, WHICH IS BEYOND CONTINENTAL MARGIN. UMAR'S CONFUSION PERHAPS COMES FROM THE FACT THAT ONE MUST STUDY THE MAP RATHER CLOSELY IN ORDER TO DISTINGUISH BETWEEN MINEABLE AND UNMINEABLE DEPOSITS OF MANGANESE NODULES. NEWSOM

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